

Remarks

In response to the Office Action dated October 27, 2005, Applicants respectfully request reconsideration based on the above claim amendments and the following remarks. Applicants respectfully submit that the claims as presented are in condition for allowance.

Claims 1 and 21 have been amended. The amendment is fully supported by the disclosure and no new matter has been added by the amendment.

Claim Rejections Under 35 U.S.C. §103(a)

Claims 1, 2, 13, 20-22, and 25 have been rejected under 35 U.S.C. §103(a) as being unpatentable over Glidden et al. U.S. Patent No. 5,969,501 hereinafter referred to as Glidden, in view of Damron et al. U.S. Patent No. 5,920,127 hereinafter referred to as Damron. The Examiner states:

“Glidden et al. discloses the moveable platform with power generation system and stabilizing jacks positioned at each corner of the platform for support, but fails to teach a wind generator as a power generating system attached to the platform, which charges a battery. Damron et al. teaches a wind generator positioned on a platform of a vehicle, which charges a battery located inside of the enclosure.

It would have been obvious to one having ordinary skill in the art at the time the invention was made to design a moveable platform with stabilizing jacks to support the platform as taught by Glidden et al. and to add a wind driven generator for charging a battery as taught by Damron et al. in order to have a portable wing generating system, especially since applicant(s) failed to show that their windmill is different from a common windmill and it appears that the claimed system arrangement is within capabilities of an ordinary designer in the arts.”

Applicant respectfully asserts that there is no motivation or suggestion to combine the teachings of Glidden and Damron. While the solar power system of Glidden is portable and thus

may be moved via platform to a desired area for producing and supplying solar power, the power generated is not directly reliant upon or provided by movement of the system, which will generate (and is designed to generate) power when stationary and supported by stabilizing jacks. On the contrary, the Damron wind generator is directly reliant upon platform (car) movement to create the wind necessary to produce sufficient wind power, and actually teaches away from generation of wind power while the platform is stationary, stating that, "The high output generator is mounted to the multi-bladed propeller facing forward to take advantage of the air flow. The forward motion of the vehicle produces a more constant and steady air flow (energy source) than rotating the entire roof apparatus....into a prevailing wind." (column 2, line 31-37). The disclosure thus teaches a system that is reliant on forward motion of the vehicle, as opposed to a system that could rotate "into a prevailing wind," and be capable of generating useful power while stationary. It is counterintuitive to combine the teachings of a reference reliant upon motion with a reference teaching a stationary concept, and therefore the references offer no motivation to combine. The only motivation to combine these references comes from the applicant's disclosure, and that motivation may not be legally used to reject under 103(a).

Furthermore, with the amendments made to Claim 1 (which extend to dependant Claims 2, 13, and 20) and Claim 21 (which extend to dependant Claims 22 and 25), the rejected claims now include a "wind energy extraction device [that] is rotatable about a connection to the moveable platform." This limitation distinguishes Applicant's invention from Damron's invention in that Damron's disclosure only teaches a propeller "facing forward," (column 2 line 32) and further teaches away from "rotating the entire roof mounted apparatus," (column 2, lines 34-35) about the car or platform. Thus, rotation of the wind energy extraction device is an element not taught by the references.

All of the objections and rejections are herein overcome. No new matter is added by way of the present Amendments or Remarks, as support is found throughout the original filed specification, claims, and drawings. Notice of Allowance is respectfully requested.

If the Examiner has any questions regarding the instantly submitted response, Applicants' attorney respectfully requests the courtesy of a telephone conference to discuss any matters in need of attention.

If there are any additional charges with respect to this petition or otherwise, please charge them to Deposit Account No. 06-1130 maintained by Applicants' attorney.

Respectfully submitted,

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